

***John Wiley & Sons, Inc. v. DRK Photo***

Case No. 1:11-cv-05454 (KPF)

**Supplemental Declaration  
of Robert Penchina**

In Support of Motion for Summary Judgment

**Exhibit J**

**Copyright Assignment, Registration, and Accrued Causes of Action Agreement**

The undersigned photographer, the sole owner of the copyrights in the undersigned's images ("the Images") selected by DRK PHOTO ("DRK") and included in DRK's collection, hereby grants to DRK all copyrights and complete legal title in the Images. DRK agrees to reassign all copyrights and complete legal title back to the undersigned immediately upon completion of the registration of the Images, as evidenced by DRK's receipt of a Certificate of Registration from the United States Copyright Office for such Images, and resolution of infringement claims brought by DRK relating to the Images.

The undersigned agrees and fully transfers all right, title and interest in any accrued or later accrued claims, causes of action, choses in action--which is the personal right to bring a case--or lawsuits, brought to enforce copyrights in the Images, appointing and permitting DRK to prosecute said accrued or later accrued claims, causes of action, choses in action or lawsuits, as if it were the undersigned.

Any proceeds obtained by settlement or judgment for said claims shall, after deducting all costs, expenses and attorney's fees, be divided and paid 50% for the undersigned and 50% for DRK.

The Undersigned:

Signature

Print Name

Address: 29 CORNFIELD ROAD

BUSHEY, HERTS

UK WD23 3TB

Phone: + 44 (0)208 950 8705

Email: sneh-shah-uk@yahoo.com

Date: 1-10-2008

) DRK PHOTO:

)  
by:   
Dan Krasemann, Owner  
100 Starlight Way  
Sedona, AZ 86351